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Docket No. CRD-5064

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Michael O'Hara

Serial No. : 10/785,519 Art Unit: 3731

Filed : February 24, 2004 Examiner: Sarah K. Webb

For : RADIOPROTECTIVE COMPOUND COATING FOR MEDICAL DEVICES

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on

May 25, 2006  
(Date of Deposit)

Carl J. Evans  
(Name of applicant, assignee, or Registered Representative)

/Carl J. Evans/  
(Signature)

May 25, 2006  
(Date of Signature)

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Dear Sir:

Pursuant to 37 C.F.R. §1.56 and in accordance with 37 C.F.R. §§1.97-1.98, information relating to the above-identified application is hereby disclosed. Inclusion of information in this statement is not to be construed as an admission that this information is material as that term is defined in 37 C.F.R. §1.56(b).

Applicant(s) reserve(s) the right to establish the patentability of the claimed invention over any of the information provided herewith, and/or to prove that this information may not be prior art, and/or to prove that this

information may not be enabling for the teachings purportedly offered.

This statement should not be construed as a representation that a search has been made, or that information more material to the examination of the present patent application does not exist.

In accordance with §1.97(b), since this Information Disclosure Statement is being filed either within three months of the filing date of the above-identified national application (other than a continued prosecution application under §1.53(d)), within three months of the date of entry into the national stage of the above identified application as set forth in §1.491, or before the mailing date of a first Office Action on the merits of the above-identified application, or before the mailing date of a first Office Action after the filing of a request for continued examination under §1.114, no additional fee is required.

In accordance with §1.129(a), this Information Disclosure Statement is being filed in connection with  the first or  second After Final Submission, therefore:

- Statement in Accordance with §1.97(e)  
(attached); or
- Please charge Deposit Account No. 10-0750/ / the fee of \$180.00 as set forth in §1.17(p).

In accordance with §1.97(c), this Information Disclosure Statement is being filed after the period set forth in §1.97(b) above but before the mailing date of either a Final Action under §1.113 or a Notice of Allowance under §1.311, or an action that otherwise closes prosecution and that it is accompanied by one of:

- Statement in Accordance with §1.97(e)  
(attached); or
- Please charge Deposit Account No. 10-0750/ / the fee of \$180.00 as set forth in §1.17(p).

In accordance with §1.97(d), this Information Disclosure Statement is being filed after the mailing date of either a Final Action under §1.113 or a Notice of Allowance under §1.311 but before the payment of the Issue Fee. Applicant(s) hereby petition(s) for consideration of this Information Disclosure Statement. Included are: Statement in Accordance with §1.97(e) as set forth below and the fee of \$180.00 as set forth in §1.17(p).

- Copies of each of the references listed on the attached Form PTO-1449 are enclosed herewith.
- Copies of references listed on the attached Form PTO-1449 are enclosed herewith EXCEPT THAT:
  - In view of the voluminous nature of references [list as appropriate], and the likelihood that these references are available to the Examiner, copies are not enclosed herewith.
  - If any of the foregoing publications are not available to the Examiner, Applicant will endeavor to supply copies at the Examiner's request.
- Copies of only foreign patent documents and non-patent literature are enclosed in accordance with 37 CFR 1.98 (a) (2).

There are no listed references which are not in the English language.

The relevance of those listed references which are not in the English language is as follows:

Attached are copies of search report(s) from corresponding patent application(s), which are listed on the attached Submission Under MPEP 609 D.

Attached are the following non-published pending patent applications which may be deemed relevant, which are listed on the attached Submission Under MPEP 609 D.

Please charge any deficiency or credit any overpayment to Deposit Account No. 10-0750/CRD5064/CJE. This form is submitted in triplicate.

Respectfully submitted,

/Carl J. Evens/

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DATED: May 25, 2006



<b>Form PTO-1449 Modified</b>		Docket No. CRD-5064	Application No. 10/785,519
List of Patent and Publications Cited by Applicant (Use several sheets if necessary)		Applicant Michael O'Hara	
U.S. Department of Commerce Patent and Trademark Office		Filing Date February 24, 2004	Group 3731
		Confirmation No. 8314	

**U. S. PATENT DOCUMENTS**

Examiner Initial	Document No.	Date	Name	Class	Subclass
1	3,929,992	12/30/75	Seghal et al.	424	122
2	3,959,078	05/25/76	Guire	530	350
3	4,350,160	09/21/82	Kolesov et al.	227	179.1
4	4,366,819	01/04/83	Kaster	606	153
5	4,368,736	01/18/83	Kaster	606	153
6	4,624,257	11/25/86	Berggren et al.	606	153
7	4,722,906	02/02/88	Guire	436	501
8	4,733,665	03/29/88	Palmaz	606	108
9	4,739,762	04/26/88	Palmaz	623	1.11
10	4,776,337	10/11/88	Palmaz	623	1.11
11	4,917,090	04/17/90	Berggren et al.	606	153
12	4,917,091	04/17/90	Berggren et al.	606	153
13	5,229,172	07/20/93	Cahalan et al.	427	536
14	5,234,447	08/10/93	Kaster et al.	606	153
15	5,308,641	05/03/94	Cahalan et al.	427	2.1
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18	5,837,313	11/17/98	Ding et al.	427	2.21
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22	6,425,898	07/30/02	Wilson et al.	606	108
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**NON-PATENT DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)**

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SUBMISSION UNDER MPEP 609 D

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<i>Filing Date</i>	February 24, 2004
<i>First Named Inventor</i>	Michael O'Hara
<i>Group Art Unit</i>	3731
<i>Examiner Name</i>	Sarah K. Webb
<i>Attorney Docket Number</i>	CRD-5064

## U.S. PATENT DOCUMENTS

## FOREIGN PATENT DOCUMENTS

**OTHER PRIOR ART - NON PATENT LITERATURE DOCUMENTS**

Examiner Signature		Date Considered	
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